



RECEIVED

MAY 24 2004

OFFICE OF PETITIONS

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

PETITION UNDER 37 C.F.R. 1.47(a)

Docket Number:
10191/2479B

Application Number
10/705,523

Filing/Receipt Date
November 10, 2003

Examiner
To Be Assigned

Art Unit
2681

Invention Title

METHOD OF ASSIGNING TRANSMISSION
CHANNELS IN A TELECOMMUNICATIONS
NETWORK AND USER STATION

Inventor(s)
Martin HANS et al.

Address to:

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450 on:

Date: 5/19/04

Signature: Joachim Steiger

In response to the Notice to File Missing Parts of Application mailed February 23, 2004, we hereby petition the Commissioner under 37 C.F.R. §1.47(a) to have the attached Declaration and Power of Attorney entered into the above-identified patent application in order to complete the filing requirements therefor. The Declaration and Power of Attorney was signed by each of the joint inventors, except Detlef Lechner.

A Declaration by Joachim Steiger, an Academically Trained Engineer of Robert Bosch GmbH, the employer of the inventors at the time the invention covered by the above-identified patent application was made, is attached in support of this Petition. Mr. Steiger is aware of the circumstances surrounding Mr. Lechner's refusal to sign the Declaration and Power of Attorney.

A copy of the Notice to File Missing Parts of Application is also enclosed.

Applicants hereby request a **one-month extension of time** to respond to the Notice of February 23, 2004 which set a two-month period for response. The extended period for response expires on May 23, 2004.

05/24/2004 AWDNDAF1 00000037 110600 10705523

03 100-1201 110.00 DA

637504-3

05/24/2004 AWDNDAF1 00000037 110600 10705523

03 100-1450 130.00 DA

The Commissioner is hereby authorized to charge payment of the following fees to the deposit account of **Kenyon & Kenyon, No. 11-0600**:

- 1) 37 C.F.R. §1.17(h) petition fee of \$130.00;
- 2) 37 C.F.R. §1.16(e) surcharge of \$130.00; and
- 3) 37 C.F.R. §1.17(a)(1) one-month extension of time fee of \$110.00.

The Commissioner is also authorized to charge any additional fees and credit any overpayment in connection with this communication to the deposit account of Kenyon & Kenyon, No. 11-0600. A duplicate copy of this communication is enclosed herewith.

Respectfully submitted,

Dated: 5/19/04

By: Richard L. Mayer
Richard L. Mayer (Reg. No. 22,490)

KENYON & KENYON
One Broadway
New York, New York 10004
Tel: (212) 425-7200
Fax: (212) 425-5288
Customer No. 26646



IN THE UNITES STATES PATENT AND TRADEMARK OFFICE

In re application of : Martin HANS et al.
Serial No. : 10/705,523
Filing Date : November 10, 2003
For : METHOD OF ASSIGNING TRANSMISSION
CHANNELS IN A TELECOMMUNICATIONS
NETWORK AND USER STATION

Mail Stop Petitions
Commissioner For Patents
P. O. Box 1450
Alexandria, VA 22313-1450

DECLARATION OF JOACHIM STEIGER
IN SUPPORT OF PETITION UNDER RULE 1.47(a)

1. I, Joachim Steiger, state that I am an employee of Robert Bosch GmbH, having a place of business at Postfach 30 02 20, D-70442 Stuttgart, Federal Republic of Germany. My title at Robert Bosch GmbH is Academically Trained Engineer.

2. I hereby verify that the inventors, Martin HANS, Frank KOWALEWSKI, Josef LAUMEN, Gunnar SCHMIDT, Detlef LECHNER, Siegfried BAER, and Mark BECKMANN, were employed by Bosch Telecom GmbH at Salzgitter, Federal Republic of Germany, at the time of the invention of the subject matter described and claimed in U. S. Application Serial No. 10/705,523 filed November 10, 2003 ("the patent application"), and that this invention was made in the scope of the inventors' employment by Bosch Telecom GmbH.

3. Detlef LECHNER, one of the joint inventors of the patent application, has not executed the Combined Declaration And Power Of Attorney For Patent Application form ("the Declaration"), which was originally sent to him via registered mail, return receipt requested. A copy of the receipt and a translation thereof are attached herewith.

4. After the Declaration was mailed to Mr. Lechner, (in the Spring of 2003) I made several telephone calls to remind Mr. Lechner to sign the Declaration. Instead of agreeing to sign the Declaration, Mr. Lechner expressed to me during one of these telephone conversations the dissatisfaction he experienced when dismissed from Bosch Telecom GmbH. At the time of my conversation with Mr. Lechner, he was no longer employed at Bosch Telecom GmbH. To this date, and despite my several attempts via telephone to persuade him to sign and return the Declaration, Mr. Lechner still has not cooperated in this matter.

5. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: 4. 5. 04

Jonathan Steiger
Jonathan STEIGER



Bosch 10191/2479B
Translation RCF x 6071

Translation of both sides of postal return receipt

<u>Addressee</u>	<u>Form in which sent</u>	<u>Additional service</u>
DETLEF LECHNER RUMEYPLAN 3 12101 BERLIN TEMPELHOF		<input checked="" type="checkbox"/> registered mail

Delivered to

addressee

Delivery comment

I made the delivery to a person entitled to receive it
05/08/03 Postal employee or deliverer (signature)

Confirmation of receipt

DETLEF LECHNER
05/08/03 D. Lechner's signature

Front of card

RETURN RECEIPT NATIONAL

Please return to

Robert Bosch
ZGE4 - Oy
Wesnerstr. 51
70469 Stuttgart

Rückschein National

Sendungsnummer/Identcode		Postleitzahl	Einlieferungsdatum
		Annahme / Übernahmestelle	
Empfänger der Sendung		Sendungsart	Zusatzleistung(en)/Extra(s)
Name/Vorname/Firma DETLEA LECHNER		<input type="checkbox"/> Brief <input type="checkbox"/> Postkarte <input type="checkbox"/> Blindensendung <input type="checkbox"/> Paket <small>nicht kombinierbar mit EINSCHREIBEN</small> <input type="checkbox"/> Express-Sendung <small>nicht kombinierbar mit EINSCHREIBEN/NACHNAHME</small>	<input checked="" type="checkbox"/> EINSCHREIBEN <input type="checkbox"/> EIGENHANDIG <input type="checkbox"/> NACHNAHME DM/EUR NACHNAHME Betrag
Straße und Hausnummer oder Postfach Rummeyplan 3			
Postleitzahl, Ort		121091 BERLIN - Tempelhof	
Ausgeliefert an <input checked="" type="checkbox"/> Empfänger <input type="checkbox"/> Ehegatten <input type="checkbox"/> Empfangsberechtigten			
<input type="checkbox"/> Anderen Empfangsberechtigten (Ersatzempfänger gemäß AGB BRIEF NATIONAL bzw. AGB PAKET/EXPRESS NATIONAL)			
Auslieferungsvermerk Ich habe die Sendung dem Empfangsberechtigten übergeben Datum: 08.05.93 Postmitarbeiter/Zusteller, Unterschrift: 			
Empfangsbestätigung Name und Vorname in GROSSBUCHSTABEN DETLEA LECHNER			
Ich bestätige, die Sendung am heutigen Tag erhalten zu haben. Datum: 08.05.93 Empfangsberechtigter, Unterschrift: 			

BEST AVAILABLE COPY



Sehr geehrte Kundin,
sehr geehrter Kunde,

bitte tragen Sie rechts Ihre Anschrift ein
und füllen auf der Rückseite die Felder
„Empfänger der Sendung“, „Sendungsart“
und ggf. „Zusatzleistung(en)/Extra(s)“ und
„Sendungsnummer/Identcode“ aus.

Entgelt bezahlt

ZGM / ZGE
09 MAI 200

Eingang

Rückschein National

Bitte zurücksenden an

Robert Bosch

ZGE 4 - 09

Wernerstr. 51

Straße und Hausnummer oder Postfach

70469 Stuttgart

Postleitzahl, Ort

BEST AVAILABLE COPY